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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Norman R. Pallas et al.  
Serial No. 09/988,352  
Filed November 19, 2001  
Confirmation No. 8761

Art Unit 1616

For STABLE LIQUID PESTICIDE COMPOSITIONS

Examiner S. Clardy

June 26, 2003

**RESPONSE TO RESTRICTION AND  
ELECTION OF SPECIES REQUIREMENTS**

TO THE COMMISSIONER FOR PATENTS,  
SIR:

In response to the Restriction requirement dated June 5, 2003, Applicants provisionally elect Group III, which includes at least claims 7-9, 18-25, 31-40, 47-49, 58-60, 67-69, 74-76, 84-86, 95-97, 105-107 and 116-118. Further, in response to the Election of Species requirement and to the extent necessary, Applicants elect for initial examination (i) the potassium salt of glyphosate, and (ii) an etheramine surfactant (i.e., the surfactant of formula (36) in, for example, claims 63, 79, 100 and 121). Claims readable on these elected species include all claims within Group III, as well as independent linking claims 1 (from which claims 7-9 and 18-25 depend), 41 (from which claims 47-49 and 58-60 depend), 65 (from which claims 67-69 and 74-76 depend), 81 (from which claims 84-86 and 95-97 depend), and 101 (from which claims 105-107 and 116-118 depend).

Applicants respectfully note that, in view of MPEP §809, §809.03 and the nature of the present Restriction, it is their understanding that the independent linking claims from which the claims of Group III depend will also be examined. Furthermore, should one or more of these linking claims be found allowable, Applicants understand that the

present Restriction requirement will be withdrawn, the nonelected claims, to the extent applicable here, thus being reinstated for further examination.<sup>1</sup>

The Commissioner is hereby authorized to charge any underpayment or credit any overpayment to Deposit Account No. 19-1345.

Respectfully submitted,



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<sup>1</sup> With respect to the nature of the present Restriction requirement, Applicants note that (i) the independent linking claims, from which the claims of Group III depend, have been placed in a different group, and (ii) the present election of species calls for a specific surfactant which also appears to fall within a group other than Group III, but which is covered by the independent linking claims.